

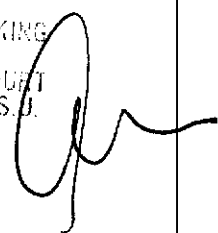
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RICHARD W. WIEKING
CLERK
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIF.



Attorneys for Applicant

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

clrmw

CV 08.80017 MISC.

RMW
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EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,)	Civil Action Number:
)	
Applicant,)	NOTICE OF HEARING ON APPLICATION
)	FOR AN ORDER ENFORCING SUBPOENA
v.)	(42 U.S.C. §§12117, 2000e-9
)	& 29 U.S.C. §161)
ENGLISH OAKS CONVALESCENT REHABILITATION CENTER,)	
)	
Defendant.)	Date: Friday, March 14, 2008
)	Time: 9 a.m.
)	Court: Honorable Ronald M. Whyte

21 To: Respondent ENGLISH OAKS CONVALESCENT REHABILITATION CENTER and
22 its attorney of record:

23
24 PLEASE TAKE NOTICE that on Friday, March 14, 2008, at 9:00 a.m., or as soon
25 thereafter as counsel can be heard, in the United States District Court for the Northern District of
26 California, Applicant EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ("EEOC" or
27 "Commission") will and hereby does apply for an Order enforcing a subpoena served on July 05,
28 2007, by the Commission upon English Oaks Convalescent Rehabilitation Center (Respondent).

1 This application is made pursuant to 42 U.S.C. Section 12117(a), and Section 710 of Title
2 VII of the Civil Rights Act of 1964, as amended ("Title VII"), 42 U.S.C. Section 2000e-9, and
3 Section 11 of the National Labor Relations Act ("NLRA"), 29 U.S.C. Section 161(1).
4

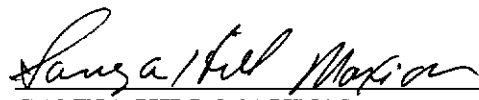
5 The requests made in the Commission's subpoena are relevant, specific, and not unduly
6 burdensome. The requests are within the Commission's investigatory authority as provided by
7 Section 709(a) of Title VII, 42 U.S.C. Section 2000e-8(a) and 42 U.S.C. Section 12117(a).
8

9 Section 710 of Title VII, 42 U.S.C. Section 2000e-9, provides that the procedural
10 guidelines set forth in Section 11 of the NLRA, 29 U.S.C. Section 161, shall govern
11 investigations conducted by the EEOC. Section 11(2) of the NLRA confers jurisdiction upon the
12 United States District Courts to enforce an administrative subpoena upon application by the
13 issuing agency.

14 This Application is based upon the following documents:

- 15 a. The Commission's Application for an Order Enforcing Administrative
16 Subpoena, filed herewith; and
- 17 b. The Commission's Memorandum of Points and Authorities in Support of
18 Application for an Order Enforcing Subpoena, filed herewith;
- 19 c. The Declaration of Michael Baldonado, Acting District Director of the
20 San Francisco District Office of the EEOC, including all exhibits attached
21 thereto; filed herewith;
- 22 d. The Proposed Order Enforcing Subpoena, filed herewith.

23
24
25
26 DATED: February 5, 2008


SANYA HILL MAXION
Attorney for Applicant
EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION